



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Thursday, the Thirty First day of March Two Thousand Sixteen
PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.5550 of 2016

WEB COPY

ANSARI

... PETITIONER/SOLE ACCUSED

Vs

STATE REP BY THE INSPECTOR OF POLICE

SIVAKASI TOWN POLICE STATION,

VIRUTHUNAGAR DISTRICT.

(CRIME NO. 764 OF 2011)

... RESPONDENT/COMPLAINANT

For Petitioner : M/S R.ALAGUMANI Advocate

For Respondent : MR.A.P.BALASUBRAMANI Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

Apprehending arrest at the hands of the respondent police in S.C.No.117 of 2011, on the file of the respondent police for offences under Sections 392, 397 and 506(ii) IPC, the petitioner is now before this Court seeking Anticipatory Bail.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent.

3.When the case was taken up for hearing, the learned counsel for the petitioner submitted that the petitioner was absent only on 19.02.2016, on which date, non bailable warrant was issued, whereas, the learned Government Advocate (Crl. Side) submitted that non bailable warrant is pending from 20.02.2014. Since there is a dispute with regard to these facts, this petition is dismissed with a direction to the petitioner to approach the Additional Sessions Judge, Sivakasi, and file an application for anticipatory bail in S.C.No.117 of 2011 and if the same is dismissed, liberty is given to the petitioner to approach this Court. Because, only then, this Court will know the correct facts from the order of the Court below. In the absence of the order of the Court below, this Court is indeed handicapped.

sd/-

31/03/2016

/ TRUE COPY /



1. THE ADDITIONAL SESSIONS JUDGE, SIVAKASI

2. THE INSPECTOR OF POLICE
SIVAKASI TOWN POLICE STATION,
VIRUTHUNAGAR DISTRICT.

3. THE ADDL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S R.ALAGUMANI Advocate SR.No.18796

ORDER
IN
CRL OP(MD) No.5550 of 2016
Date :31/03/2016

AA/GSV-PM/AR-I/05.04.2016/2p-5c